

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, Vice-Chairperson 3rd District
Lynn Compton, Chairperson, 4th District
Debbie Arnold, 5th District

Tuesday, January 26, 2016

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

HEARINGS

BOARD BUSINESS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

BOARD BUSINESS

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Bid Opening:

1. Letter transmitting plans and specifications (Clerk's File) for the Buckley Road Two Way Left Turn Lane Project in San Luis Obispo for project approval, advertisement for construction bids, and find that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA). Bid opening date set for Thursday, February 25, 2016. District 3.

Consent Agenda - Administrative Office Items:

2. Request to approve an employment agreement with Will Clemens as the Director of Central Services. All Districts.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

3. Request to approve an interim CPI rate adjustment and tipping fee pass-thru costs for garbage hauling services provided by Paso Robles Country Disposal and San Miguel Garbage Company. All Districts.

Consent Agenda - Board of Supervisors Items:

4. Request to appoint Christina Noffz to the San Luis Obispo Commission on the Status of Women. District 3.
5. Request to ratify a resolution recognizing John Spatafore for receiving the San Luis Obispo Chamber of Commerce 2015 "Citizen of the Year" Award. All Districts.
6. Submittal of a resolution recognizing January 24-30, 2016 as School Choice Week in San Luis Obispo County. All Districts.
7. Request to appoint Erica Stewart to the Civil Service Commission. District 3.

Consent Agenda - District Attorney Items:

8. Request to approve renewal contracts (Clerk's Filed) for \$26,301 each between the County and the Women's Shelter Program of San Luis Obispo and RISE for disbursement of County Domestic Violence Program Special Fund Monies and Battered Women's Shelter Trust Account Monies. All Districts.

Consent Agenda - Human Resources Items:

9. Submittal of a resolution for Confidential employees, Bargaining Unit 11, approving wage increases for certain classifications with that bargaining unit determined to be significantly below market and to maintain salary parity with their non-confidential counterparts in the San Luis Obispo County Employees' Association. All Districts.

10. Submittal of a resolution amending the 2014-2016 Memorandum of Understanding between the County of San Luis Obispo and the San Luis Obispo County Employees' Association Trades, Crafts, and Services Unit, Bargaining Unit 02, modifying compensation for certain classifications determined to be significantly below market in accordance with Article 12 Salaries. All Districts.
11. Submittal of three (3) resolutions amending the 2014-2016 Memoranda of Understanding between the County of San Luis Obispo and the San Luis Obispo County Employees' Association Public Services Unit, Bargaining Unit 01, Supervisory Unit, Bargaining Unit 05, and Clerical Unit, Bargaining Unit 13, modifying compensation for certain classifications determined to be significantly below market in accordance with Article 8 Salaries. All Districts.

Consent Agenda - Planning & Building Items:

12. Submittal of a resolution approving and accepting an Open Space Agreement Granting an Open Space Easement to the County of San Luis Obispo for Minor Use Permit DRC2012-00085 with Russell E. Charvonja and Linda L. Charvonja, Trustees of the Charvonja Revocable Living Trust dated November 11, 2004. District 2.

Consent Agenda - Parks & Recreation Items:

13. Submittal of a resolution amending the Position Allocation List (PAL) for Fund Center 305 Parks, by adding a 1.00 Full Time Equivalent (FTE) Parks Superintendent. All Districts.

Consent Agenda - Public Works Items:

14. Request to approve a sole source agreement for professional environmental consulting services with SWCA Environmental Consultants (SWCA) in an amount not to exceed \$143,224 for the Oak Shores Wastewater Treatment Plant Upgrade Project Supplemental Environmental Impact Report (SEIR); and a budget adjustment in the amount of \$143,224 for the corresponding appropriation to Fund Center 20103. District 1.
15. Submittal of a resolution vacating a portion of Front Street south of Nipomo Street and the portion of the alley way in Block 55 (paper street) by Summary Vacation, and finding that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA), in the unincorporated community of Oceano. District 4.
16. Submittal of a resolution approving the Geneseo Road Bridge at Huerhuero Creek Project and adopting the Mitigated Negative Declaration pursuant to Section 21000 et seq., of the California Public Resources Code (CEQA), and directing staff to proceed with associated project development activities. District 5.
17. Submittal of resolutions amending the Position Allocation List (PAL) for Fund Center 405 – Public Works, by deleting 1.00 Full Time Equivalent (FTE) Solid Waste Coordinator III and adding 1.00 FTE Principal Environmental Specialist, and amending the PAL for Fund Center 142 - Planning and Building, by adding 1.00 FTE Program Manager. All Districts.

Consent Agenda - Veterans Services Items:

18. Request to approve an amendment to the contract between the County and Community Action Partnership of San Luis Obispo (CAPSLO) for CAPSLO's expansion of Supportive Services for Veterans Families (SSVF) program to provide a wider area of coverage by amending the Position Allocation List (PAL) for Fund Center 186 - Veterans Services to delete 1.00 Full Time Equivalent (FTE) Limited Term Assistant Veterans Services Officer position. All Districts.

Presentations:

19. Submittal of resolution recognizing Charles Sechrist for 30 years of County service. All Districts.
20. Submittal of a resolution proclaiming January 15 - February 29, 2016 as "Coastal Discovery and Stewardship Month" in San Luis Obispo County. All Districts.

Public Comment Period:

21. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Hearings:

22. Hearing to consider ordinance amending Title 21 of the County Code (Real Property Division Ordinance) by requiring all parcel maps and tract maps to be referenced to the California State Plane Coordinate System and require parcel maps to be based on a field survey. All Districts.
23. Hearing to consider two appeals by Matthew Ferinni/Beth Katsaris and Fred Vernacchia of the Hearing Officer's approval of a request by Forster-Gill, LLC for a Minor Use Permit/Coastal Development Permit DRC2014-00140 to allow modifications to an existing restaurant for patio seating, temporary patio/rain covers, and expanded operational hours, located at 268 Front Street in the Community of Avila Beach. District 3.

Board Business - Public Works - Board Sitting as Flood Control District

24. Submittal of the final report from the Paso Robles Groundwater Basin Advisory Committee (Committee) and consideration of allowing the Committee to sunset pursuant to the adopted bylaws. Districts 1 and 5.

Closed Session Items:

25. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Three; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Three.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) ARB, Inc. v. County of San Luis Obispo; (4) Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.; (5) San Luis Obispo County Flood Control and Water Conservation District v. Southern California Pipeline Construction, Inc., et al.

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (6) San Luis Obispo Government Attorney's Union (SLOGAU); (7) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (8) Deputy County Counsel's Association (DCCA); (9) Sheriffs' Management; (10) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (11) Deputy Sheriff's Association (DSA); (12) District Attorney Investigators' Association (DAIA); (13) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (14) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (15) Unrepresented Management and Confidential Employees; and (16) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

RECESS**1:30 REPORT ON CLOSED SESSION**Board Business:

26. Submittal of a resolution authorizing: 1) the surplus and sale of County-owned real property at 900 Main Street in Cambria by public auction; and 2) a budget adjustment to repay the Cambria Friends of the Library and reduce an outstanding loan to the County's Building Replacement Fund, by the amount of the net proceeds of sale less costs of sale. District 2.
27. Submittal of a resolution authorizing: 1) the surplus and sale of County-owned real property at 790 and 800 Cornwall Street in Cambria by public auction; and 2) a budget adjustment to repay the Cambria Friends of the Library and reduce an outstanding loan to the County's Building Replacement Fund, by the amount of the net proceeds of sale less costs of sale. District 2.

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of January 7, 2016

Area of Cayucos

Request by Joseph Steinmann for a Minor Use Permit/ Coastal Development Permit to allow for the construction of a 1,357 square-foot single-story residence with a 400 square-foot garage and 560 square feet of deck area. The project will result in the disturbance of approximately 34,000 square feet (0.78 acre) on a 2.17 acre parcel. The proposed project is within the Agriculture land use category and is located 0.23 miles northeast of the 13th Street exit from Cabrillo Avenue (Highway 1), in the community of Cayucos. The site is in the Estero planning area. Located 0.23 miles northeast of the 13th Street exit from Cabrillo Avenue (Highway 1), Cayucos. ED14-121/Project: DRC2014-00039

Area of Avila Beach

A request by XMG Holdings for a Minor Use Permit/Coastal Development Permit to allow a new 3,033 square foot, two-story single family residence with an attached 2,227 square foot garage and workshop to be used as a vacation rental. The project will result in the disturbance of the entire 6,000 square foot parcel through development, landscaping and associated improvements. The project is located within the Recreation

land use category on the south side of Avila Beach Drive on Beach Colony Lane, approximately 360 feet east of 1st St., within the community of Avila Beach in the San Luis Bay Coastal planning area. Located at 2935 Avila Beach Drive, Avila Beach, CA 93424 ED15-068/Project: DRC2015-0020

For Week of January 14, 2016

Nipomo Area

Request by Chris Hurdle for a Vesting Tentative Parcel Map to subdivide an existing 0.9 acre parcel into four parcels of 6,286, 6,987, 7,017 and 18,949 square feet each for the purpose of sale and/or development. The project includes off-site road improvements to Orchard Avenue, Theodora Street and Frank Court. The project will result in the disturbance of approximately 23,000 square feet of a approximately one acre parcel. The division will not create any on-site roads. The project is located in the Residential Single Family land use category within the South County sub-area of the South County Planning Area. The project is located at 875 Theodora Street, on the southeast corner of Orchard Avenue and Theodora Street, approximately 0.25 miles south of the West Tefft Street/Orchard Avenue intersection, within the urban reserve line of the community of Nipomo. ED15-122/SUB2015-00005 HURDLE PARCEL MAP

San Luis Obispo Area

Request by Patrick Rusco for a Tentative Parcel Map to subdivide an existing 6.36 acre parcel into two parcels of 2.67 and 3.69 acres each for the purpose of sale and/or development. The proposal also includes the abandonment of road right-of-way located on proposed Parcel 2 that was offered as part of Tract 681. The project includes off-site road improvements to Orcutt Road. The project will result in the disturbance of approximately 6,000 square feet of a 6.36 acre parcel. The proposed project is within the Residential Suburban land use category. The project is located at 1590 Tiburon Way, on the northeastern corner of Orcutt Road/Tiburon Way, adjacent to the southeastern boundary of the City of San Luis Obispo. The site is in the San Luis Obispo North Sub-area of the San Luis Obispo planning area. ED15-123/SUB2015-00006 RUSCO PARCEL MAP